

IN THE UNITED STATES DISTRICT COURT FOR  
THE DISTRICT OF MARYLAND, SOUTHERN DIVISION

MASTERCRAFT INTERIORS, LTD.  
Plaintiff,

v.

ABF FREIGHT SYSTEMS, INC.  
Defendant.

CIVIL ACTION NO: RDB-03-1580

\* \* \* \* \*

ORDER

For the reasons stated in the foregoing Memorandum Opinion of even date, it is this 17th day of September, 2003, by the Court, ORDERED:

1. That the Defendant's Motion to Dismiss BE, and it is hereby, GRANTED in part, and DENIED in part;

2. That Counts II, III, and IV of Plaintiff's Complaint BE, and they are hereby, DISMISSED WITH PREJUDICE; and

3. That Defendant's Motion to Dismiss, construed as a Motion for Summary Judgment as to Count I BE, and it is hereby, STAYED pending the completion of discovery.

/s/  
\_\_\_\_\_  
Richard D. Bennett  
United States District Judge